

Jan. 10 2006 01:42PM P2

6013599070

**OFFICE OF THE MISSISSIPPI SECRETARY OF STATE
BUSINESS REGULATION AND ENFORCEMENT DIVISION**

Administrative Proceeding
Number: C-05-0067

Respondent:

CONSENT ORDER

1

The Business Regulation and Enforcement Division of the Mississippi Secretary of State ("Division") having the authority to administer and to provide for the enforcement of all provisions of the Mississippi Charitable Solicitations Act (the "Act"), and Respondent do hereby enter into this Consent Order in resolution of the following allegations by the Division of violations of certain provisions of the Act:

1. Respondent is registered as a professional fund-raiser as defined in the Act. Miss. Code Ann. § 79-11-501(b)(2001);
2. Respondent has had two (2) complaints filed against it by Mississippi residents alleging violations of the Act;
 - a. The initial complainant complained that the solicitor failed to identify himself as a professional fund-raiser, and in fact, misled complainant by identifying himself as a game warden.
 - b. The second complainant complained that the solicitor stated that a contribution to the organization was tax deductible.

Dec-29-2005 04:03 PM

Secretary of State

6013599070

3/4

II.

Respondent, under the terms of this Consent Order and solely for the purpose of resolving the foregoing allegations, stipulates without a hearing to the matters set forth above in Paragraph I and hereby consents to the issuance of this Consent Order and further consents to and agrees to the undertakings contained herein, with no formal administrative hearing and determination of wrongdoing. Furthermore, the undersigned agent for the Respondent acknowledges that she/he has been lawfully vested with the authority to enter into this Consent Order on behalf of the Respondent.

III.

THEREFORE, in consideration of a final resolution of the matters set forth herein, the Division and Respondent hereby agree and stipulate as follows:

1. Respondent stipulates to the jurisdiction of the Division as to all matters contained herein under the authority of the Act and acknowledges that the issuance of this Consent Order is solely for the purpose of resolving the matters set forth herein.
2. The Division shall impose a penalty upon the Respondent in the amount of \$7,500.00. Respondent shall remit payment to the Division, payable to the "Mississippi Secretary of State" upon execution of this Order.
3. This Consent Order is in resolution of the matters contained herein. As a result of this Consent Order, the matters contained herein cannot be used as a basis for action by the Division except in determining any penalty as may be imposed by the Division for any future violations of the Act committed by the Respondent and as set forth below.
4. Respondent agrees that it will comply with the provisions of the Mississippi Charitable Solicitations Act as currently in effect or as may be subsequently amended.

Dec-29-2005 04:04 PM

Secretary of State

6013599070

4/4

IV.

In the event Respondent fails or neglects to comply with any of the terms, stipulations or undertakings set forth in this Consent Order, the Division may, without notice to the Respondent, unilaterally rescind this Order and institute any legal or administrative proceedings it deems appropriate including, but not limited to, proceedings to address the matters set forth herein.

ERIC CLARK
Secretary of State

By:

JAMES O. NELSON, II
Assistant Secretary of State
Business Regulation and Enforcement

Date:

1/11/2006

BRENT-WYATT WEST

By:

Sign Name

Paul Dineen

Print Name:

PAUL DINEEN

Title:

owner

Date:

1/10/06

Patricia Melvin, MSB #2865
Mississippi Secretary of State's Office
700 North Street
Post Office Box 136
Jackson, Mississippi 39205-0136
Tel. (601)359-1650
Fax. (601)359-1499